

## **REMARKS**

### ***Status of Claims***

By the present Response and Amendment, claims 114-136 are pending and are newly added. Claims 1, 3-7, 17-18, 21, 24-30, 32-33, 35-39, 49-50, 53, 56-62, 64-65, 67-71, 81-82, 85, 88-94, 96, and 108-113 are cancelled herein. Applicant requests further examination of the application.

### ***Rejection of All Claims***

The various §102 and §103 rejections of all claims are moot in light of the new claim set. Accordingly, Applicant respectfully requests that all rejections be withdrawn.

Notably, the primary reference relied on by the Examiner, namely U.S. Patent No. 5,607,237 to *LaFleur*, does not disclose, teach, or suggest at least the features of (1) the panels being constructed of a woven material that permits water to exit through the material but does not permit concrete particles to exit therethrough; (2) a plurality of attachment members that secure the collapsible bag to the material storage device; and (3) an inflatable side panel, as claimed by the Applicant. The various secondary references cited by the Examiner fail to cure *LaFleur's* deficiencies. Accordingly, Applicant respectfully requests that the rejections be withdrawn and that a Notice of Allowance be issued.

**CONCLUSION**

In view of the amendments submitted herein and the above comments, it is believed that all grounds of rejection are overcome and that the application has now been placed in full condition for allowance. Accordingly, the Applicant requests early and favorable action. Should there be any further questions or reservations, the Examiner is urged to telephone the Applicant's undersigned attorney at (770) 984-2300.

Respectfully submitted,  
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